

MACOMB TOWNSHIP BOARD MEETING MINUTES
REGULAR MEETING HELD WEDNESDAY, APRIL 25, 2001
AT 7:00 P.M.

PAGE

DOWN

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LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
19925 TWENTY-THREE MILE ROAD
MACOMB, MICHIGAN 48042

PRESENT: JOHN D. BRENNAN, SUPERVISOR
MARIE E. MALBURG, TREASURER
NORMAN J. SNAY, CLERK
TRUSTEES: DINO F. BUCCI, JR.
JANET DUNN
KENNETH MEERSCHAERT, JR.
CHARLES OLIVER

ABSENT: NONE
(Additional attendance record on file with Clerk)

CALL MEETING TO ORDER

Supervisor BRENNAN called the meeting to order at 7:00 P.M.

1. ROLL CALL.

Clerk SNAY called roll. All Present.

2. PLEDGE OF ALLEGIANCE.

3. APPROVAL OF AGENDA ITEMS (with any addendum's)

Additions:

- 17a. Temporary Cement Batch Plant; John Carlo Construction Inc.
- 17b. Change Order No. 8; Town Hall Building Site.
- 23a. Resolution regarding Water/Sewer Bond Return.
- 23b. Request for FMLA Leave.
- 23c. Adoption of Resolution regarding Virginia Grzadzinski.
- 23d. Request to Approve Contract Proposal; Town Hall Building Site.

Executive Session:

- 29. Hayes Road Group Home Litigation.

Tabled:

- 12. Final Plat; English Gardens Subdivision.

MOTION by DUNN seconded by MALBURG to approve agenda as amended.

MACOMB TOWNSHIP BOARD MEETING MINUTES
REGULAR MEETING HELD WEDNESDAY, APRIL 25, 2001
AT 7:00 P.M.

MOTION carried.

4. APPROVAL OF BILLS.

MOTION by MALBURG seconded by OLIVER to authorize payment of bills as submitted.

MOTION carried.

5. APPROVAL OF MEETING MINUTES.

MOTION by DUNN seconded by OLIVER to approve the minutes of April 11, 2001 as presented.

6. DEPARTMENT MONTHLY REPORTS

- A. Macomb County Sheriffs Department.
- B. Building Department
- C. Fire Department
- D. Water/Sewer Department
- E. Parks and Recreation Department

MOTION by DUNN seconded by OLIVER to approve Department Monthly Reports as a consent agenda.

MOTION carried.

7. PUBLIC COMMENTS

NONE

PUBLIC HEARING:

8. Request for Special Assessment District Street Lighting; Evergreen Estates Subdivision.

Public Hearing began at 7:05 p.m.

Supervisor BRENNAN reviewed the resolution and cost estimate submitted by Detroit Edison.

Public Portion: None

MOTION by OLIVER seconded by MALBURG to close the Public Hearing.

Public Hearing closed at 7:06 p.m.

MOTION carried.

MACOMB TOWNSHIP BOARD MEETING MINUTES
REGULAR MEETING HELD WEDNESDAY, APRIL 25, 2001
AT 7:00 P.M.

MOTION by DUNN seconded by MALBURG to adopt the Resolution to create a Special Assessment District; Street Lighting for Evergreen Estates Subdivision.

SAD, Street Lighting Evergreen Estates Subdivision

**RESOLUTION ORDERING ESTABLISHMENT
OF STREET LIGHTING DISTRICT**

Minutes of a regular meeting of the Township Board of the Township of Macomb, County of Macomb, Michigan, held in the Township Hall in said Township on **April 25, 2001**, at 7:00 P.M., Eastern Standard Time.

PRESENT: John D. Brennan, Norman J. Snay, Marie E. Malburg, Dino F. Buuci, Jr., Charlie Oliver, Janet Dunn, Kenneth Meerschaert, Jr.

ABSENT: None.

The following preamble and resolution were offered by Member DUNN and supported by Member MALBURG.

WHEREAS, pursuant to 1989 PA 80 (the "Act"), the Township Board is empowered to establish a Special Assessment for the installation and maintenance of street lighting on its motion or upon the submission of petitions as prescribed in the Act; and

WHEREAS, the Township Board has determined that the installation of a street light or lights illuminating street serving lands described in Exhibit "A" is necessary to preserve the public health; and

WHEREAS, the Township Board desires to establish a Special Assessment District obligating the benefited owners to pay for the cost of installation and operation of street lighting; and

WHEREAS, a public hearing for the establishment of a Special Assessment District for street lighting was held coincident with this meeting and was prefaced by published and mailed notice as required by Act 162 of 1962.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE TOWNSHIP OF MACOMB, MACOMB COUNTY, MICHIGAN:

1. It is hereby directed that a street light or lights shall be installed at Evergreen Estates Subdivision, which will illuminate streets, serving and benefiting the lot(s) and/or parcel(s) of land described in Exhibit "A".

2. A Special Assessment District consisting of the lot(s) and parcel(s) described in Exhibit "A" is hereby established and the cost for installation of said street lights(s) and all future electrical service be levied against the parcel(s) and/or lot(s) so described in direct proportion to the benefit conferred.

3. The initial installation shall equal the sum of \$6,174.10, together with the first annual electrical service charge in the amount of \$2,560.26, the Township's at-large contribution is \$-0-.

MACOMB TOWNSHIP BOARD MEETING MINUTES
REGULAR MEETING HELD WEDNESDAY, APRIL 25, 2001
AT 7:00 P.M.

4. The Township Board shall hereafter annually determine the amount to be assessed in the district for lighting and shall direct the assessor to levy this amount. The assessment may be made either in a special assessment roll or in a column provided in the regular tax roll. The assessment shall be spread and become due and be collected at the same time as the other Township taxes are assessed, levied and collected and shall be returned in the same manner for nonpayment.

AYES: DUNN, MALBURG, MEERSCHAERT, BUCCI, OLIVER, SNAY, BRENNAN.
NAYS: NONE
ABSENT: NONE

RESOLUTION DECLARED ADOPTED.

MOTION carried.

PLANNING COMMISSION:

9. Rezoning Request; Agricultural (AG) to Residential Urban One Family (R-1); Located north of 25 Mile Road and approximately 1500 feet east of Hayes Road; Section 6. Andrew and Vanessa Eckelinen, Petitioners. Permanent Parcel No. 08-06-300-030.

Mr. Bernard Lynden, Planning Consultant, gave a brief description of the proposed rezoning and surrounding property and stated the recommendation of the Planning Commission.

Petitioner Present: Mark Simpson of Simpson Engineering

Public discussion was held regarding the type of homes planned to be built, trees of the property and if wet lands are located on the proposed site.

MOTION by OLIVER seconded by MEERSCHAERT to grant the rezoning of Permanent Parcel No. 08-06-300-030 from Agricultural (AG) to Residential Urban One Family (R-1).

MOTION carried.

10. Rezoning Request; Agricultural (AG) to Residential Urban One Family (R-1); Located west of Card Road and ¼ mile north of 22 Mile Road; Section 22. Trilson Development Company, Petitioner. Permanent Parcel No. 08-22-400-003 (part of).

Mr. Bernard Lynden, Planning Consultant, gave a brief description of the proposed rezoning and surrounding property and stated the recommendation of the Planning Commission.

Petitioner Present: Robert Pollack of Trilson Development Company

Public Portion: None

MACOMB TOWNSHIP BOARD MEETING MINUTES
REGULAR MEETING HELD WEDNESDAY, APRIL 25, 2001
AT 7:00 P.M.

Board discussion was held regarding the location of the entrance of the proposed development.

MOTION by DUNN seconded by OLIVER to grant the rezoning of Permanent Parcel No. 08-22-400-003 (part of) from Agricultural (AG) to Residential Urban One Family (R-1) as recommended by the Planning Commission.

MOTION carried.

11. Rezoning Request; Agricultural (AG) to Residential Urban One Family (R-1); Located west of Romeo Plank and south of 26 Mile Road; Section 6. Franco Mancini, Petitioner. Permanent Parcel No's. 08-06-200-030, 08-06-200-019 (part of) 08-06-200-029 (part of) 08-06-200-031, 08-06-200-012 and 08-06-200-023.

Mr. Bernard Lynden, Planning Consultant, gave a brief description of the proposed rezoning and surrounding property and stated the recommendation of the Planning Commission.

Petitioner Present: Bill Mosher of Urban Land Consultants

Public Portion: None

MOTION by OLIVER seconded by DUNN to grant the rezoning of Permanent Parcel No. 08-06-200-030, 08-06-200-019 (part of) 08-06-200-029 (part of) 08-06-200-031, 08-06-200-012 and 08-06-200-023 from Agricultural (AG) to Residential Urban One Family (R-1).

MOTION carried.

12. Final Plat; English Gardens Subdivision; Located east of Romeo Plank and approximately 1100 feet south of 26 Mile Road; Section 5. Joe Locricchio, Petitioner. Permanent Parcel No. 08-05-100-005 & 006.

Tabled to the meeting of May 9, 2001 as recommended by the Township Attorney.

NEW BUSINESS:

13. Renewal of Planning Consultants Contract.

Mr. Bernard Lynden, Planning Consultant, reviewed the request and stated that the Community Planning Consultants has serviced the Township for over thirty two years and wishes to continue to serve the Township in this capacity. Mr. Lynden thanked the Board for their consideration in continuing the contract.

Supervisor BRENNAN commended the Planning Consultants for their outstanding service and stated his recommendation to renew the contract.

Public Portion: None

MACOMB TOWNSHIP BOARD MEETING MINUTES
REGULAR MEETING HELD WEDNESDAY, APRIL 25, 2001
AT 7:00 P.M.

MOTION by DUNN seconded by MALBURG to follow the recommendation of the Township Supervisor and renew the Community Planning Consultants contract as submitted.

MOTION carried.

14. Request approval of Cost Sharing Agreement for the paving of Lynnhurst & Harrellson Roads.

Supervisor BRENNAN reviewed the request and asked authorization from the Board to execute the agreement.

Board discussion was held.

MOTION by OLIVER seconded by DUNN to approve and authorize the Township Supervisor to enter into the Cost Sharing Agreement for the paving of Lynnhurst & Harrellson Roads.

FOR THIS MOTION: OLIVER, DUNN, MEERSCHAERT, BUCCI, SNAY, MALBURG, BRENNAN.

OPPOSED: NONE

ABSENT: NONE

MOTION carried.

15. Request Release of Monuments & Irons Bond; Southfork Estates Subdivision No. 2.

Supervisor BRENNAN stated the necessary departments had reviewed the request and were recommending approval.

MOTION by SNAY seconded by MALBURG to authorize the release of the Monuments and Irons Bond for Southfork Estates Subdivision No.2 in the amount of one thousand eight hundred eighty five dollars and 00/100 (\$1,885.00) Escrow No. 97223.

MOTION carried.

16. Request approval of Watermain Contribution Agreement.

Supervisor BRENNAN reviewed the request and stated that all costs for the watermain will be bore by the developer.

Larry Dloski, Township Attorney, stated he had reviewed the agreement and that the fee's are represented accurately.

Board discussion was held regarding the location of the watermain.

MACOMB TOWNSHIP BOARD MEETING MINUTES
REGULAR MEETING HELD WEDNESDAY, APRIL 25, 2001
AT 7:00 P.M.

Public Portion: None

MOTION by OLIVER seconded by MALBURG to approve and authorize Township Supervisor to sign the Watermain Contribution Agreement.

MOTION carried.

17. Request Extension of Temporary Certificate of Occupancy; Wilson Welding & Medical Gases.

Supervisor BRENNAN reviewed the request.

Bob Beckett, Building Official, stated his recommendation.

Public Portion: None

MOTION by DUNN seconded by MALBURG to grant the Extension of the Temporary Certificate of Occupancy for Wilson Welding & Medical Gases; 46025 Gratiot Avenue for an additional 60 days to expire June 25th, 2001.

MOTION carried.

- 17a. Temporary Cement Batch Plant; John Carlo Construction Company.

Supervisor BRENNAN reviewed the request.

Board discussion was held.

Public Portion: None

MOTION by OLIVER seconded by MEERSCHAERT to amendment of the April 11, 2001 approval for the Temporary Cement Batch Plant; John Carlo Construction Company to be located at the property of Cornerstone Subdivision Phase 6 for a period of 45 days to begin May 14th, 2001 and expire June 27th, 2001.

MOTION carried.

- 17b. Request approval of Change Order No.8, Redstone Architects, Inc.; New Town Center.

Supervisor BRENNAN reviewed the Change Order No. 8 and stated the increase in material and labor was due to the projects late start date.

Public Portion: None

MACOMB TOWNSHIP BOARD MEETING MINUTES
REGULAR MEETING HELD WEDNESDAY, APRIL 25, 2001
AT 7:00 P.M.

MOTION by DUNN seconded by OLIVER to approve Change Order No.8 to Premacon, Inc. for the total amount of three thousand three hundred eighty four dollars and 00/100 (\$3,384.00).

MOTION carried.

FIRE DEPARTMENT:

18. Request to Upgrade Offices at Headquarters.

Ray Ahonen, Fire Chief, reviewed the request and stated his recommendation.

Board discussion was held regarding office sizes and type of material used in the furniture.

Public Portion: None

MOTION by DUNN seconded by OLIVER to authorize the purchase of office equipment from Facility One for the total cost of ten thousand six hundred eighty seven dollars and 96/100 (\$10,687.96).

MOTION carried.

PARKS AND RECREATION DEPARTMENT:

19. Request to Award Bid to Mow Township Park Property.

Martin Piepenbrok, Parks and Recreation Director, reviewed the request and stated his recommendation.

Public Portion: None

MOTION by MEERSCHAERT seconded by OLIVER to award the bid to mow Township Parks Properties to Vashco Lawn Care for the amount of eleven thousand nine hundred seventy five dollars and 00/100 (\$11,975.00).

MOTION carried.

20. Request Approval of Application and Certificate for Payment No. 6 – Waldenburg Park. Martin Piepenbrok, Parks and Recreation Director, reviewed the request and stated that the parks design firm of Beckett and Raeder, Inc. has reviewed the pay certificate and were recommending approval.

Public Portion: None

MACOMB TOWNSHIP BOARD MEETING MINUTES
REGULAR MEETING HELD WEDNESDAY, APRIL 25, 2001
AT 7:00 P.M.

MOTION by DUNN seconded by OLIVER to approve the Application and Certificate for Payment No. 6 – Waldenburg Park to Posen Construction, Inc. for the total amount of three hundred thirty four thousand five hundred fifty nine dollars and 93/100 (\$334,559.93).

MOTION carried.

WATER/SEWER DEPARTMENT:

21. Request to Purchase Safety Equipment.

David Koss, Water/Sewer Superintendent, reviewed the request and stated his recommendation.

Public Portion: None

MOTION by OLIVER seconded by MALBURG authorize the purchase of safety equipment from Contractors Connection for the total cost of three thousand nine hundred dollars and 70/100 (\$3,900.70).

MOTION carried.

22. Approval of Purchase Requisitions:

- a. P.J. Hebert Inc.
- b. J & M Asphalt Paving

David Koss, Water/Sewer Superintendent, reviewed the purchase requisitions and stated his recommendation to approve.

Public Portion: None

MOTION by OLIVER seconded by DUNN to authorize the payment of the purchase requisition to P.J. Hebert Inc. for the total amount of two thousand ninety three dollars and 00/100 (\$2,093.00).

MOTION carried.

MOTION by OLIVER seconded by DUNN to authorize the payment of the purchase requisition to J & M Asphalt Paving for the total amount of twelve thousand nine hundred sixty six dollars and 00/100 (\$12,966.00).

MOTION carried.

BOARD COMMENTS:

23. Supervisor's Comments

MACOMB TOWNSHIP BOARD MEETING MINUTES
REGULAR MEETING HELD WEDNESDAY, APRIL 25, 2001
AT 7:00 P.M.

23a. Agreement regarding Water/Sewer Bond Return.

Supervisor BRENNAN reviewed the request and stated his recommendation.

Board discussion was held.

Public Portion: None

MOTION by OLIVER seconded by MALBURG to adopt a Resolution authorizing Michigan National Bank to make payment to Ivan Frankel & Rema Frankel Jt Ten without presentation of the certificate.

FOR THIS MOTION: OLIVER, MALBURG, DUNN, BUCCI, MEERSCHAERT, SNAY, BRENNAN.

OPPOSED: NONE

ABSENT: NONE

MOTION carried.

23b. Request for FMLA Leave.

Supervisor BRENNAN reviewed the request regarding Karen Racz from the Water/Sewer Department.

Board discussion was held.

Public Portion: None

MOTION by DUNN seconded by OLIVER to grant the request for the FMLA (Family Medial Leave Act) for Karen Racz of the Water/Sewer Department as submitted.

MOTION carried.

23c. Adoption of Resolution regarding Virginia Grzadzinski.

Supervisor BRENNAN stated he had received a retirement notice from Virginia Grzadzinski, the longest current serving employee of Macomb Township. Mr. Brennan then read the Resolution in Honor of Virginia to the Board and audience.

MOTION by DUNN seconded by OLIVER to adopt the Resolution in Honor of Virginia Grzadzinski.

**Resolution Honoring
Virginia Grzadzinski**

MACOMB TOWNSHIP BOARD MEETING MINUTES
REGULAR MEETING HELD WEDNESDAY, APRIL 25, 2001
AT 7:00 P.M.

At a regularly scheduled meeting of the Board of Trustees of the Township of Macomb, County of Macomb, Michigan held in the Township Hall in said Township on the **25th day of April 2001** the following preamble and resolution were offered by member DUNN and supported by member OLIVER

Whereas, Virginia Grzadzinski was hired as a township employee on January 1st 1968: and,

Whereas, Virginia Grzadzinski will retire on or about May 11th 2001: and,

Whereas, Virginia Grzadzinski has served the Township of Macomb and its residents for over thirty-three years and has been an outstanding employee.

Now Therefore, the Macomb Township Board of Trustees speaking on behalf of all Township residents and employees hereby extends its appreciation and gratitude to **Virginia Grzadzinski** for her many years of loyal service.

By These Presents, the Macomb Township Board of Trustees publicly extends its best wishes to **Virginia Grzadzinski upon her retirement.**

Be It Resolved that the Macomb Township Board of Trustees hereby proclaims:

Friday May 11th 2001
Virginia Grzadzinski Day in Macomb Township

FOR THIS RESOLUTION: Supervisor John Brennan, Clerk Norman Snay, Treasurer Marie Malburg,
Trustees: Kenneth Meerschaert Jr., Janet Dunn, Charles Oliver, Dino Bucci Jr.

MOTION carried.

Norman J. Snay, Clerk
Township of Macomb

23d. Request to Approve Contract Proposal; Town Hall Building Site.

Supervisor BRENNAN reviewed the request and stated that he had asked the architect's of the new Town Center to review contractors/vendors and submit their recommendations to the Township.

Board discussion was held regarding what will be covered by the fee's requested.

Public Portion: None

MOTION by DUNN seconded by OLIVER to enter into the agreement with Redstone Architects for contractor review for the total cost of seven thousand four hundred eighty two dollars (\$7,482.00).

MOTION carried.

24. Clerk's Comments

Clerk Snay informed the Board that because of the townships rapid growth, ten (10) additional voting precincts must be created along with additional equipment purchased before the year of 2004.

MACOMB TOWNSHIP BOARD MEETING MINUTES
REGULAR MEETING HELD WEDNESDAY, APRIL 25, 2001
AT 7:00 P.M.

25. Treasurer's Comments

Treasurer MALBURG stated that she will miss Virginia Grzadzinski and wished her the best of luck.

26. Trustee's Comments

None

Ray Ahonen, Fire Chief, informed the Board that Lt. Jim Rupkey of the Troy Fire Department had passed away on duty during training. Chief Adhonen stated that Mr. Rupkey was a good friend of the Macomb Township Fire Department and was in the process of writing a computer program for the department.

MOTION by MEERSCHAERT seconded by DUNN to adjourn into Executive Session at 7:52 p.m.

MOTION carried.

Returned from Executive Session at 8:54 p.m.

EXECUTIVE SESSION:

27. Bielet v Macomb Township

MOTION by SNAY seconded by OLIVER to authorize the Township Attorney to submit the Recreation Plan to SMDA.

MOTION carried.

28. Grand Sakwa Macomb Airport v Macomb Township

Informational Only

29. Hayes Road Group Home Litigation.

Informational Only

Supervisor BRENNAN reviewed a request from the Water/Sewer Department regarding the Township Attorney to commence condemnation for an easement located on North Avenue and stated his recommendation.

MACOMB TOWNSHIP BOARD MEETING MINUTES
REGULAR MEETING HELD WEDNESDAY, APRIL 25, 2001
AT 7:00 P.M.

MOTION by OLIVER seconded by DUNN to authorize the Township Attorney to commence Condemnation proceedings on an easement located on North Avenue.

MOTION carried.

ADJOURNMENT

MOTION by MEERSCHAERT seconded by DUNN to adjourn the meeting at 8: 56 p.m.

MOTION carried.

Respectfully submitted,

John D. Brennan, Supervisor

Norman J. Snay, Clerk

Eva M. Mayer, Recording Secretary

EMM

